IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 26136 of 2006

DATED: 26.10.2007

Between:

M.V.Satyanarayana Rao petitioner

And

The Bharath Heavy Electrical Limited,
BHEL House, Siri Fort, New Delhi,
Rep by its Chairman and Managing Director & ors Respondents

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THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 26136 of 2006

ORAL ORDER:

This writ petition is filed questioning the action of the respondents in not considering the case of the petitioner for promotion to the grade of Deputy General Manager, as illegal and arbitrary.

The petitioner is employed in the first respondent company as Senior Manager and claims that he is eligible for promotion to the post of Deputy General Manager in the year 2004. Based on a complaint given by one G.Naga Kumari, the petitioner was charge sheeted and kept under suspension vide proceedings dated 23.2.2005. In the disciplinary proceedings, the petitioner was exonerated from the charge alleged against him and the criminal case filed against him in S.C No. 154 of 2005 was settled before the Lokadalath and petitioner was acquitted vide order dated 27.9.2005. Hence, he claims that he is entitled to promotion to the post of Deputy General Manager, from June 2004 and made a representation to the first respondent on 30.3.2005 and also a reminder on 7.6.2005. Since, no action is taken, filed the present writ petition.

When the matter is taken up for hearing, learned counsel for petitioner submitted that the writ petition may be disposed of directing the respondents to dispose of the representation of the petitioner dated 30.3.2005 expeditiously. Learned counsel appearing for the respondents agreed for the same, however, submitted that the

petitioner has submitted his representation to the first respondent and he may be directed to submit a copy of his representation to third respondent, who is competent to take appropriate action in the matter.

In view of the agreed stand taken by both the counsel, without going into the merits of the matter, I deem it appropriate to dispose of the writ petition directing the petitioner to submit copy of representation dated 30.3.2005 to third respondent and on such submission, the third respondent is directed to consider the same and pass appropriate orders in accordance with law, expeditiously, preferably within a period of six weeks thereon.

Accordingly, the writ petition is disposed of. No costs.

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N.V.RAMANA,J

DATE: 26.10.2007
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THE HON'BLE MR JUSTICE N.V. RAMANA

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DATED: 26.10.2007